

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA

### EXTRAORDINARY

No. 3

#### GOVERNMENT OF GOA

Department of Urban Development

Directorate of Municipal Administration

#### Notification

15/36/86-DMA (MARG)/395

In exercise of the powers conferred by Clause (e) of Sub-Section (3) of Section 307 read with sub-section (1) of section 257 of the Goa, Daman and Diu Municipalities Act, 1968 (No. 7 of 1969), the Director of Municipal Administration hereby publishes the following Bye-Laws for the information of the Margao Municipal Council. These Bye-laws were approved by the Margao Municipal Council on 17-10-1986, vide Resolution No. 2135.

1. *Short Title and Commencement.*—(1) These Bye-laws may be called the Margao Municipal Council Payment of fees for occupation of Markets, and Lands Bye-laws, 1986.

(2) They shall come into force from such date as the Council may, by a resolution passed at a Special Meeting, decide.

2. *Definitions.*—In these Bye-laws, unless the context otherwise requires:—

(a) "Council" means the Margao Municipal Council;

(b) "Bidder" means the person to whom the right to collect the fees under these Bye-laws has been granted by the Council under an agreement;

(c) "Schedule" means a schedule appended to these Bye-Laws;

(d) Words and expressions used in these bye-laws but not defined herein shall have the meanings respectively assigned to them in the Goa, Daman and Diu Municipalities Act, 1968 (Act No. 7 of 1969).

3. Any person occupying or using space in any market, or land in the Municipal area for sale of

goods or depositing materials shall be liable to pay to the Council or the bidder fees as prescribed in the Schedule appended to these Bye-laws.

4. (1) The Council may, by a resolution passed at a Special Meeting, increase or decrease the amount of rate of fees chargeable under these Bye-laws and to that extent these Bye-Laws shall be deemed to have been suitably amended.

(2) The council shall publish in the Municipal area the resolution together with the date from which such alteration amount or rate shall come into force.

5. In case of any dispute or difference as regards the quantum of fees payable under these Bye-Laws, the same shall be referred forthwith to the Chief Officer. The decision of the Chief Officer on such dispute or difference shall be final and binding on the parties.

6. If any person refuses to pay the fees to the Council of the Bidder on any ground:—

(a) The Chief Officer or the Bidder may expel such person from the market, or land or

(b) The Chief Officer or the Bidder may seize the goods or materials from such person.

7. Whenever any goods or materials are seized under the proceeding Bye-Laws, the Chief Officer or the Bidder shall forthwith prepare an inventory of such goods or materials and dispose off the same by public auction as expeditiously as possible.

8. If for any reason whatsoever the goods or materials could not be disposed off by public auction, the Chief Officer or the Bidder may dispose off the same in such manner as the Chief Officer or the Bidder may deem fit.

9. The Chief Officer or the Bidder shall be entitled to deduct from the sale proceeds all the expenses incurred by him towards seizure of the goods or materials, holding public auction, detention charges and fees under these Bye-laws, and

refund the surplus, if any, to the person from whom the goods or materials were seized.

10. The Council may give the right to collect the fees under these Bye-laws, to any person by public auction.

11. The allotment of space in the market to the persons shall be made exclusively by the Chief Officer.

12. The Council may by prior notice for good reasons prohibit the occupation or the use of any market or land in the Municipal area for sale of goods or depositing materials on such day or during such hours of the day as it may think fit.

13. Whenever the Council or the Bidder collects fees under these Bye-laws from any person it/he shall issue receipt to such person. Such receipts shall, in addition to the name of the Council, bear the stamp of the name of the bidder. It shall indicate clearly in ink the name of the person to whom it is issued, the area occupied or used by him, the duration of such occupation or use, the fees collected from him and bear the signature of the person who collects the fees.

*Pukh Raj Bumb*, Director of Municipal Administration.

Panaji, 12th May, 1989.

SCHEDULE

Sr. No.	Description	Area	Duration	Rate Rs. Ps.
1.	Occupation or use of space by vendors in a Municipal market or any land earmarked by the Council for this purpose.	a) For 1 sq. mt. or part thereof b) For every additional 1 sq. mt. or part thereof	a) For the half day b) For full day	1.00 2.00
2.	Occupation or use of Municipal market or any land in Municipal area by loaded Jeeps, pick-ups and trucks.	a) For Jeep b) For Pick-up c) For Truck	Per hour or part thereof Per hour or part thereof Per hour or part thereof	6.00 12.00 25.00